## AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions and listings of claims in the application:

## **LISTING OF CLAIMS:**

1. (currently amended): A method of producing a magnetic disk for use in a magnetic disk apparatus of a load/unload system, comprising:

forming at least a magnetic layer on a disk substrate, and

thereafter forming a carbon-based protection layer by plasma CVD using a mixed gas of a hydrocarbon-based gas and a nitrogen gas without containing an inactive gas under the condition that the disk substrate with the magnetic layer formed thereon is kept at a temperature higher than 200°C,

wherein a content of the nitrogen gas with respect to the hydrocarbon-based gas falls within a range between 0.5% and 6%,

wherein after forming the carbon-based protection layer, a surface of the magnetic disk is <u>first</u> cleaned with ultra pure water and <u>thereafter is cleaned by dipping in</u> isopropyl alcohol.

2. (Original): A method according to claim 1, wherein:

the mixed gas is a mixture of a low-molecular-weight straight-chain hydrocarbon-based gas and a nitrogen gas.

3. (currently amended): A method according to claim 1 A method of producing a magnetic disk for use in a magnetic disk apparatus of a load/unload system, comprising:

forming at least a magnetic layer on a disk substrate, and

thereafter forming a carbon-based protection layer by plasma CVD using a mixed gas of a hydrocarbon-based gas and a nitrogen gas without containing an inactive gas under the condition that the disk substrate with the magnetic layer formed thereon is kept at a temperature higher than 200°C,

wherein a content of the nitrogen gas with respect to the hydrocarbon-based gas falls within a range between 0.5% and 6%,

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## further comprising:

exposing the carbon-based protection layer to nitrogen plasma after forming the carbon-based protection layer so that the concentration of nitrogen with respect to carbon is approximately 8.5 at %, and

thereafter, a surface of the magnetic disk is first cleaned with ultra pure water and thereafter is cleaned by dipping in isopropyl alcohol.

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4. (Original): A method according to claim 3, further comprising:

forming a lubrication layer after exposing the carbon-based protection layer to nitrogen plasma.

## 5. (Cancelled).

6. (Previously presented): A method according to claim 1, wherein:

B/A of Raman spectrum falls within a range of 1.2 to 1.5 in the carbon-based protection layer, B/A of the Raman spectrum being a ratio between a maximum peak intensity (B) of Raman spectrum as measured and a maximum peak intensity (A) of Raman spectrum after removal of background due to photoluminescence.

- 7. (previously presented): A method according to claim 2, wherein: the low-molecular-weight straight-chain hydrocarbon-based gas is acetylene.
- 8. (previously presented): A method according to claim 1, wherein:

a part of hydrocarbons decomposed in plasma form chemically active carbon-nitrogen bond to form the carbon-based protection layer while the remaining part of the hydrogen carbons which are not decomposed or insufficiently decomposed in the plasma are incorporated to form the protection layer.

- 9. (previously presented): A method according to claim 1, wherein:
- a thickness of the carbon-based protection layer has not smaller than 1 nm and not greater than 5 nm.
  - 10. (previously presented): A method according to claim 1, wherein: the disk substrate has a thickness between 0.1 mm and 1.5 mm.

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11. (previously presented): A method according to claim 1, wherein: the surface of the magnetic disk has a surface roughness Rmax of 6 nm or less.